

REPORT OF THE COMMITTEE ON BUDGET

Voting Members:

Joey Manahan, Chair; Kymberly Marcos Pine, Vice-Chair;
Michael Formby, Carol Fukunaga, Ron Menor, Heidi Tsuneyoshi

Committee Meeting Held
April 24 2019

Honorable Ann H. Kobayashi
Interim Chair, City Council
City and County of Honolulu

Madam Chair:

Your Committee on Budget, which considered Bill 13 (2019) entitled:

"A BILL FOR AN ORDINANCE RELATING TO COLLECTION AND DISPOSAL
OF REFUSE,"

transmitted by Mayor's Message 15 (2019), dated March 1, 2019, by the Office of the Mayor, which passed First Reading at the March 8, 2018 Council meeting, reports as follows:

The purpose of the bill is to authorize the City to charge for City-provided refuse collection and disposal services.

The Mayor provided comments on the bill and requested that the Committee consider passing the bill in its original form. The Director of the Department of Environmental Services provided comments on the bill.

Your Committee received public comments from a representative of the United Public Workers. Written comments were received from one individual.

CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ADOPTED ON MAY 8 2019

COMMITTEE REPORT NO. 133

REPORT OF THE COMMITTEE ON BUDGET

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Your Committee considered and approved a CD1 version of the bill which makes the following amendments:

A. In SECTION 2 of the bill:

1. Deletes all proposed charges (and implementing language) for refuse collected by automated or manual collection and for refuse dropped off at City convenience centers and transfer stations;
2. Changes all Bulky Item Collection Service charges to unspecified dollar amounts; and
3. Deletes the "Effective Date" column in the table for Bulky Item Collection Service charges to make such charges effective upon the bill's effective date (see E. below).

B. Deletes:

1. SECTION 3 of the bill in its entirety, which related to collection charges for multi-unit residential buildings and nonprofit organizations that utilize 3- cubic yard container front-loader services;
2. SECTION 5 of the bill in its entirety, which proposed to prohibit the collection of green waste, and other recyclable materials, as designated by the Director of the Department of Environmental Services, where the party liable for certain collection charges billed has failed to pay such charges;

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COMMITTEE REPORT NO. 133

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3. SECTION 6 of the bill in its entirety, which proposed to authorize refuse collection services for city governments and require that the collection charges for government buildings used for residential purposes is the same as the charges established for dwelling units, accessory dwelling units, and multi-unit residential buildings;
 4. SECTION 7 of the bill in its entirety, which proposed to establish and increase certain charges for the collection of refuse generated by businesses and nonprofit organizations;
 5. SECTION 8 of the bill in its entirety, which proposed to increase the surcharge that:
 - a. Is applied to charges specified in ROH Sections 9-4.2(a) and (b), which relate to certain unit charges for disposal and certain minimum and special charges, for businesses, federal, state and city agencies, respectively; and
 - b. Is also applied to the charge the City pays for disposing of refuse and other solid wastes at the H-POWER facility;from 12 to 15 percent;
 6. SECTION 10 of the bill in its entirety, which proposed to
 - a. Require the Director of the Department of Environmental Services to discontinue collection and disposal service to any business, nonprofit organization, government building, dwelling unit, accessory dwelling unit, or multi-unit residential building for failure to pay any charge when due; and
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COMMITTEE REPORT NO. 133

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- b. To increase the service reinstatement fee from \$10.00 to \$25.00; and
- 7. Renumbers all SECTIONS of the bill accordingly.
- C. In renumbered SECTION 3 (formerly SECTION 4) of the bill, deletes the definition for "nonprofit organization".
- D. In renumbered SECTION 4 (formerly SECTION 9) of the bill, deletes the proposed language in ROH Section 9-4.3(a)(1), which proposed requiring collection charges for all refuse collected by the Department of Environmental Services (except bulky wastes) be billed in advance by the Director of the Department of Environmental Services and be paid within 30 days after the date of the bill, and renumbers all remaining subdivisions accordingly.
- E. Amends renumbered SECTION 6 (formerly SECTION 12) by changing the effective date of the bill to January 1, 2050.
- F. Makes miscellaneous technical and nonsubstantive amendments.

CITY COUNCIL

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ADOPTED ON

MAAY 3 2019

COMMITTEE REPORT NO. 133

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Your Committee on Budget is in accord with the intent and purpose of Bill 13 (2019), as amended herein, and recommends that it pass Second Reading, be scheduled for a public hearing, and thereafter be referred back to Committee in the form attached hereto, as Bill 13 (2019), CD1. (Ayes: Manahan, Formby, Fukunaga, Tsuneyoshi – 4; Ayes with reservations: Menor – 1; Noes: None; Excused: Pine – 1.)

Respectfully submitted,



Committee Chair

CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ADOPTED ON MAY 8 2019

COMMITTEE REPORT NO. 133



A BILL FOR AN ORDINANCE

RELATING TO COLLECTION AND DISPOSAL OF REFUSE.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Purpose and intent. The purpose of this ordinance is to authorize the City to charge for City-provided refuse collection and disposal services.

SECTION 2. Chapter 9, Article 4, Revised Ordinances of Honolulu 1990 ("Collection and Disposal Charges"), is amended by adding a new section to be appropriately designated by the Revisor of Ordinances and to read as follows:

"Sec. 9-4. Collection and drop off bulky item disposal charges for dwelling units, accessory dwelling units or multi-unit residential buildings"

- (a) A charge will be assessed per dwelling unit, accessory dwelling unit, or dwelling unit within a multi-unit residential building for all bulky waste collected and removed by the division through the appointment system from such dwelling units, accessory dwelling units, or multi-unit residential buildings in accordance with the following schedule:

	<u>Unit Charge</u>
<u>Bulky Item Collection Service</u>	
<u>Dwelling Unit</u> <u>Up to 1 cubic yard per collection</u> <u>appointment permitted.</u>	\$ _____ per ½ cubic yard \$ _____ per 1 cubic yard
<u>Accessory Dwelling Unit</u> <u>Up to 1 cubic yard per collection</u> <u>appointment permitted.</u>	\$ _____ per ½ cubic yard \$ _____ per 1 cubic yard

- (b) Bulky item collection charges must be paid by the requestor in advance of collection pursuant to appointment-based bulky waste collection procedures established by the director."



A BILL FOR AN ORDINANCE

SECTION 3. Section 9-1.2, Revised Ordinances of Honolulu 1990 ("Definitions"), is amended by adding new definitions of "accessory dwelling unit" and "dwelling unit" to read as follows:

"Accessory dwelling unit" means the same as defined under Section 21-10.1.

"Dwelling unit" means the same as defined under Section 21-10.1."

SECTION 4. Section 9-4.3, Revised Ordinances of Honolulu 1990, is amended to read as follows:

"Sec. 9-4.3 Payments of charges.

- (a) Collection and ~~[disposal charges shall]~~ Disposal Charges.
- (1) Collection charges for appointment-based bulky waste collection must be paid by the requestor in advance of collection pursuant to appointment-based bulky waste collection procedures established by the director.
- (2) Disposal charges must be paid at the time of disposal or will be billed monthly or bimonthly by the director [of budget and fiscal services] or the director's designated billing agency, such determination to be made by said director. Charges billed [shall] must be paid within 30 days after the date of the bill.
- (b) Billed charges not paid within 30 days ~~[shall]~~ will become delinquent and ~~[shall]~~ will be subject to interest at the rate of one percent per month for each month or fraction thereof that such charges remain delinquent.
- (c) If partial payment of a delinquent charge is made, the amount received ~~[shall]~~ will first be credited to interest and then to principal.
- (d) All monies collected under this section will be deposited into the solid waste special fund established by Section 6-49.1."

SECTION 5. Ordinance material to be repealed is bracketed and stricken. New material is underscored. When revising, compiling, or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the Revisor of Ordinances need not include the brackets, the material that has been bracketed and stricken, or the underscoring.



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____

BILL **13 (2019), CD1**

A BILL FOR AN ORDINANCE

SECTION 6. This ordinance takes effect on January 1, 2050.

INTRODUCED BY:

Ann Kobayashi (br)

DATE OF INTRODUCTION:

March 1, 2019
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____ day of _____, 20____.

KIRK CALDWELL, Mayor
City and County of Honolulu